

U.S. Application Ser. No. 10/532,258  
Response to Notice of Non-Responsive Amendment

Attorney Docket No. 62031(51588)

### REMARKS

The Examiner alleges that the reply entered on August 28, 2008 is not responsive to the prior office action because Applicants did not identify the claims that encompass the elected species, including any claims subsequently added.

Applicants assert that the elected species (three as the specific number of "zinc fingers" and the Cys2His2 zinc finger polypeptide) is encompassed by the claims of Group I (claims 1-39) which were provisionally elected with traverse in Applicant's response to Restriction Requirement dated August 28, 2008. The elected species is also encompassed by claims 40-95 as filed.

***If the Examiner is disposed to making the restriction requirement final, Applicants respectfully request that the Examiner contact Applicants' attorney by telephone at (617) 239-0575 before issuing a first substantive Office Action.***

### CONCLUSION

Applicants respectfully submit that this application is in condition for allowance. If there are any remaining issues or the Examiner believes that a telephone conversation with Applicants' Attorney would be helpful in expediting prosecution of this application, the Examiner is invited to call the undersigned at the telephone number shown below.

Dated: January 8, 2009

Respectfully submitted,

By Elizabeth N. Spar

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